

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

DYNAENERGETICS EUROPE GMBH, and  
DYNAENERGETICS US, INC.,

Plaintiffs,

v.

PERFX WIRELINE SERVICES, LLC

Defendant.

Civil Action No: 6:21-cv-00371-ADA

**JOINT CLAIM CONSTRUCTION STATEMENT**

In accordance with the Court’s Order Governing Proceedings – Patent Case entered here, and the parties’ proposed scheduling order, Plaintiffs DynaEnergetics Europe GmbH and DynaEnergetics US, Inc. (collectively, “DynaEnergetics”) and Defendant XConnect, LLC (“XConnect”)<sup>1</sup> submit this Joint Claim Construction Statement regarding U.S. Patent Nos. 10,844,696 (the “’696 Patent”) and D904,475 (the “’475 Patent”).

**A. Constructions on Which the Parties Agree**

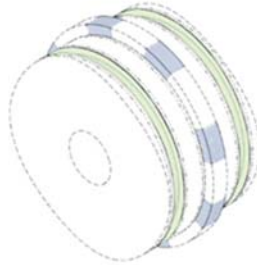
The parties do not agree to the construction of any terms.

**B. Parties’ Proposed Constructions for Disputed Terms**

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<sup>1</sup> XConnect, LLC was previously named PerfX Wireline Services, LLC and has filed a notice of name change and unopposed motion to amend the case caption. Dkt. No. 27.

'697 Patent			
Claim Term	Asserted Claims	DynaEnergetics' Construction	XConnect's Construction
"tandem seal adapter" <i>[XConnect Proposed]</i>	1	No construction needed; plain and ordinary meaning.	"adapter configured to form a seal between two gun carriers that are directly attached to each other"
"connected to" <i>[Both Parties Proposed]</i>	1	Plain and ordinary meaning, which is "joined or coupled in a manner that resists separation and not merely by physical contact"	Plain and ordinary meaning.
"pin connector assembly" <i>[XConnect Proposed]</i>	1	No construction needed; plain and ordinary meaning.	"plurality of parts that are fitted together to form a component with pins for electrically connecting two guns or tools"
"not possible to interrupt the electrical signal from the first pin connector end to the second pin connector end" <i>[XConnect Proposed]</i>	2	No construction needed; plain and ordinary meaning.	Indefinite / not enabled.

'475 Design Patent	
DynaEnergetics' Construction	XConnect's Construction
No construction needed	<p>The notches (in blue) and o-ring slots (in green) in the claimed design are “purely functional and not ornamental”</p>  <p>FIG. 1</p> <p>Alternatively, if the Court determines these elements are ornamental and using the '475 Patent figures, XConnect contends the claim should be construed as a tandem sub that requires “8 notches in the center collar in the tandem sub.”</p> <p>And if the Court determines these elements are ornamental and using the '673 Application's Figure 26, XConnect contends the claim should be construed as a tandem sub that requires “a solid offset collar of the tandem sub with no notches.”</p>

Dated: December 9, 2021

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 9, 2021, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing *via* electronic mail to all counsel of record.

/s/ Eric H. Findlay

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